

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DINSMORE & SHOHL DAY

Applicant : Burrows et al. Serial No. : 09/966,163

Filed : September 28, 2001

Title : METHOD FOR EDGE SEALING BARRIER FILMS

Docket: : VIT 0012 PA/40926.13

Art Unit : 1772

Examiner : S.F. Hon

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office ((703) 872-9306) on June 10, 2004.

Sir:

## PETITION TO ACCEPT AN UNINTENTIONALLY DELAYED CLAIM UNDER 35 U.S.C. § 120

Applicants hereby petition the Commissioner to accept an unintentionally delayed claim for priority under 35 U.S.C. § 120.

The entire delay between the date the claim was due under 37 CFR 1.78(a)(2) and the present response was unintentional.

This petition is accompanied by the fee required by 37 CFR 1.78(a)(3) as set forth in 37 CFR 1.17(t).

> Respectfully submitted, DINSMORE & SHOHL LLP

Gatricia & Price Patricia L. Prior

Registration No. 33,758

One Dayton Centre One South Main Street, Suite 1300 Dayton, Ohio 45402-2023 Telephone: (937) 449-6400 Facsimile: (937) 449-6405 PLP/kec

Encls. 06/15/2004 AWDNDAF1 00000089 09966163

1330.00 OP 01 FC:1454

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

### Application of

Applicant

: Burrows et al. : 09/966,163

Serial No. Filed

: September 28, 2001

Title

: METHOD FOR EDGE SEALING BARRIER FILMS

Docket:

: VIT 0012 PA/40926.13

Art Unit

: 1772

Examiner : S.F. Hon

CERTIFICATE OF FACSIMILE TRANSMISSION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office ((703) 872-9306) on June 10, 2004.

raturia L. Du Augmey - Patricia I., Prior

Sir:

## PETITION FOR FILING BY OTHER THAN ALL THE INVENTORS UNDER 37 C.F.R. § 1.47(a)

Applicants Burrows, Mast, Martin, Graff, and Gross hereby petition the Commissioner to accept the filing of the Declaration signed by them claiming priority to U.S. Patent Application Serial No. 09/427, 138, filed October 25, 1999, entitled "Environmental Barrier Material For Organic Light Emitting Device and Method Of Making" in the above-identified application.

A declaration is attached hereto providing proof of the pertinent facts concerning the joint inventor who cannot be found to sign the Declaration.

The name and address of the joint inventor who cannot be found is as follows:

J. Chris Pagano

P.O. Box 6081

Santa Clara, CA 95056.

J. Chris Pagano was employed by Vitex Systems Inc. when the invention was developed. He signed the original Declaration filed in the above-identified application and assigned his rights to Vitex Systems, Inc. Pagano has left the employ of Vitex Systems Inc. and cannot be located to sign the Declaration claiming priority.

06/15/2004 AWONDAF1 00000086 09966163

01 FC:1460

130.00 OP

Serial No. - 09/966,163 Art Unit - 1772

Applicants Burrows, Mast, Martin, Graff, and Gross assigned their rights to Battelle Memorial Institute, which assigned its rights to Vitex Systems Inc. As a result, Vitex Systems, Inc. is entitled to clear title to the invention and to the above-identified patent application and any patent which issues thereon.

In view of the fact that joint inventor J. Chris Pagano cannot be found after diligent effort, the remaining applicants are believed to be entitled to file such a Declaration on behalf of and as agent for their joint inventor (Pagano).

This petition is accompanied by the fee as set forth in 37 CFR 1.17(h).

Respectfully submitted, DINSMORE & SHOHL LLP

By

Patricia L. Prior
Registration No. 33.758

One Dayton Centre
One South Main Street, Suite 1300
Dayton, Ohio 45402-2023
Telephone: (937) 449-6400
Facsimile: (937) 449-6405

PLP/kec Encis.